

8:23cv17

I Shame Burns #74943 am filing this Claim for and on account of personal injury caused by the negligent and wrongful act of the NDCS employee's and of the Lincoln Correctional Center employee's while acting in the scope of his/her office of employment.

I have taken it upon myself to provide the best of my knowledge, and my witness's knowledge, ~~with~~ for the claim and all available facts and circumstances for this complaint against the NDCS. I Shame Burns #74943 also have copies of all my current ~~Psychiatric~~ Psychiatric Diagnoses from which I suffer from on a daily basis. On September 4th, 2019 I Shame Burns #74943 spoke with Joan Rafferty my therapist that I was suicidal too before my accident on September 6th, 2019. I had informed her that I was not doing well mentally. I said to her I was thinking about hurting myself and others. I spoke to her and other staff members on the MHU that I was having thoughts of jumping off the top tier. The staff then told me to use my coping skills but due to my mind set and my Schizoaffective Disorder, Bipolar Type I was suffering from auditory command hallucinations, and was not able to utilize my coping skills at the time. Then by mental health staff and NDCS staff not taking in account thereof to keep or prevent me from hurting myself I ended up jumping off of the top tier and having impact and injury to the body on September 6th, 2019 at 7:30 or 7:40 am.

Past and
Medical history
Witness
Statements
2/10/23

having caused bilateral ankle and feet fractures.
 That the staff not been negligent at what
 was said to them by me and my witnesses on
 September 4th, 2019 I would not be in this situation.
 My therapist Joan Rafferty witnessed me jumping
 from the top tier and well it was too late
 for her to do anything to help me. She should have
 along with the staff members taken a professional
 outlook on what was said to them, and should have
 followed policy & procedure for any and all inmates
 who suffer from Severe mental Health diagnosis.
 Who are currently in State custody and have no
 way of insuring their own safety at times of a
 mental health crisis. I have also after I jumped,
 had to have emergency surgery on my left ankle,
 and still have to get surgery on my right ankle,
 my left ankle now has four screws and permanent
 nerve damage to my left foot all the way
 up to my knee. I have to take pain meds
 everyday but that still don't take away my
 mental, physical, and emotional suffering that I go
 through on and throughout everyday and night.

That the NDCS and Mental Health Staff not
 violated the Eighth Amendment Law of the Constitution
 by being negligent, I would not have lost
 my way of lifestyle and I would be able to
 still do the things I enjoy doing. That's not
 the case here. I will no longer be able to have a
 job do to the fact that I am not able to stand on →

or walk manually for long & short periods of time,
 I am seeking life time compensation, for long term
 damages that are permanent that I suffer from
 on a daily basis. This is on times that I am
 unable to get up out of my bed due to my
 injuries from Sept 6th 2019. Please consider my
 request for lifetime compensation, for pain & suffering,
 physical, mental, emotional, & suffering & damages.

Sincerely
 W. H. Shane Benas
 W. H. Benas #74943

Notice: This correspondence was mailed from an institution operated by the Nebraska Department of Corrections. Its contents are uncensored.

Inmate Name # Shane Beckus

Inmate # 74843

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